

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AL-FATAH S. STEWART, :
Petitioner, : 1:22-cv-7853-GHW
-v- : ORDER
WARDEN CAPUTO, :
Respondent. :
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GREGORY H. WOODS, United States District Judge:

On June 21, 2023, Respondent filed a letter stating that the indictment against the Petitioner has been dismissed and asking the Court to dismiss the petition as moot. Dkt. No. 24. If Respondent seeks dismissal on this basis, Respondent should file an application for the issuance of an order to show cause why this action should not be dismissed as moot, supported by an affidavit and briefing setting out the relevant facts and law, and a proposed form of order to show cause. Any such must be filed no later than September 8, 2023.

The Clerk of Court is directed to mail a copy of this order to Petitioner.

SO ORDERED.

Dated: August 10, 2023
New York, New York



GREGORY H. WOODS
United States District Judge

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